

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

DEFAULT JUDGMENT IN A CIVIL CASE

A. FERLITO FARMS, INC.

VS.

CASE NUMBER: 5:10-CV-1044 (GTS/ATB)

EMPIRE FRESH CUTS, LLC and JAMES R. ZAPPALA

Decision by Court. This action came to hearing before the Court.
The issues have been heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

That Plaintiff's Motion for Default Judgment against Empire Fresh Cuts, LLC and James R. Zappala is GRANTED. Plaintiff is awarded \$429,590.00 in damages and \$83,597.20 in interest.

All of the above pursuant to the order of the Honorable Judge Glenn T. Suddaby, dated the 14th day of September, 2011.

DATED: September 14, 2011


Clerk of Court

s/

Joanne Bleskoski
Deputy Clerk